



1806

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Kevin I. Bertness

Appln. No. : 10/675,933

Filed : September 30, 2003

For : QUERY BASED ELECTRONIC
BATTERY TESTER

Docket No.: C382.12-0141

Group Art Unit: 2858

Examiner:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I HEREBY CERTIFY THAT THIS PAPER IS BEING
SENT BY U.S. MAIL, FIRST CLASS, TO THE
COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-2450, THIS

12 DAY OF OCT, 2004


PATENT ATTORNEY

Sir:

The patents or publications listed on the enclosed PTO Form-1449 are submitted pursuant to 37 C.F.R. § 1.97. Copies of the patents or publications cited are enclosed.

TIME OF FILING

The information disclosure statement is being filed:

1. _____ with the application or within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. In accordance with 37 C.F.R. § 1.97(b), no statement or fee is required.
2. x after the time period specified in paragraph 1 above, but before the mailing date of a final action under 37 C.F.R. § 1.113 or notice of allowance under 37 C.F.R. § 1.311. Therefore, in accordance with 37 C.F.R. § 1.97(c), submitted herewith is: 10/16/2004 HBEYENE1 00000145 10675933

(check either A or B below) FC:1806

180.60 OP

- A. _____ a statement as specified in 37 C.F.R. § 1.97(e).
- B. x the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement

under 37 C.F.R. § 1.97(c).

3. _____ after the mailing date of either a final action under 37 C.F.R. § 1.113 or a notice of allowance under 37 C.F.R. § 1.311, whichever occurs first, but before payment of the issue fee. Therefore, Applicant petitions for consideration and submits herewith:
- A. a statement as specified in 37 C.F.R. § 1.97(e);
 - B. the petition fee set forth in 37 C.F.R. § 1.17(p).

STATEMENT

(only used if No. 2(A) or No. 3 above is checked)

The person(s) signing below certify

(check appropriate paragraph)

_____ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. § 1.97(e)(1).

OR

_____ that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. § 1.97(e)(2).

METHOD OF PAYMENT

 No fee is required.

 x Attached is a check in the amount of \$ 180.00 .

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123. A duplicate copy of this communication is enclosed.

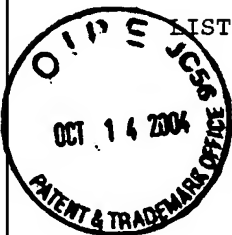
Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

Judson K. Champlin, Reg. No. 34,797
Suite 1600 - International Centre
900 Second Avenue South
Minneapolis, Minnesota 55402-3319
Phone: (612) 334-3222
Fax: (612) 334-3312

JKC:djb:bjt

FORM PTO-1449		Atty. Docket No.: C382.12-0141	Appl. No.: 10/675,933
 <p>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</p>		First Named Inventor:	
		Kevin I. Bertness	
		Filing Date	Group Art:
		September 30, 2003	2858

U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
AA	2002/0050163	5/2/02	Makhija et al.	73	116	
AB	2003/0184262	10/2/03	Makhija	320	130	
AC	2004/0000590	1/1/04	Raichle et al.	235	462.01	
AD	2004/0000891	1/1/04	Raichle et al.	320	107	
AE	2004/0000893	1/1/04	Raichle et al.	320	135	
AF	2004/0000913	1/1/04	Raichle et al.	324	426	
AG	2004/0000915	1/1/04	Raichle et al.	324	522	
AH	2004/0002824	1/1/04	Raichle et al.	702	63	
AI	2004/0002825	1/1/04	Raichle et al.	702	63	
AJ	2004/0002836	1/1/04	Raichle et al.	702	188	
AK	2004/0049361	3/11/04	Hamdan et al.	702	115	
AL	2004/0051533	3/18/04	Namaky	324	426	
AM	2004/0054503	3/18/04	Namaky	702	183	
AN	4,926,330	5/15/90	Abe et al.	364	424.03	
AO	4,949,046	8/14/90	Seyfang	324	427	
AP	5,321,627	6/14/94	Reher	364	483	
AQ	5,872,453	2/16/99	Shimoyama et al.	324	431	
AR	6,037,778	3/14/00	Makhija	324	433	
AS	6,061,638	5/9/00	Joyce	702	63	
AT	6,275,008	8/14/01	Arai et al.	320	132	
AU	6,359,442	3/19/02	Henningson et al.	324	426	
AV	6,384,608	5/7/02	Namaky	324	430	
AW	6,388,448	5/14/02	Cervas	324	426	

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	Atty. Docket No.: C382.12-0141	Appl. No.: 10/675,933
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	First Named Inventor:	
	Kevin I. Bertness	
	Filing Date	Group Art:
	September 30, 2003	2858

U.S. PATENT DOCUMENTS

Examiner Initial	Document No.	Date	Name	Class	Sub Class	Filing Date If Appropriate
AA	RE37,677	04-2002	Irie	315	83	
AB	6,091,238	07-2000	McDermott	324	207.2	
AC	5,780,974	07-1998	Pabla et al.	315	82	
AD	5,912,534	06-1999	Benedict	315	82	
AE	5,614,788	03-1997	Mullins et al.	315	82	
AF	5,661,368	08-1997	Deol et al.	315	82	
AG	5,081,565	01-1992	Nabha et al.	362	465	
AH	6,396,278	5/28/02	Makhija	324	402	
AI	6,570,385	5/27/03	Roberts et al.	324	378	
AJ	6,629,054	9/30/03	Makhija et al.	702	113	
AK	D442,503	5/22/01	Lundbeck et al.	D10	77	

FOREIGN PATENT DOCUMENTS

	Document No.	Date	Country	Class	Sub Class	Translation Yes No
AL	WO 97/44652	11/27/97	WIPO			

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

AO	"Notification of Transmittal of The International Search Report or the Declaration", PCT/US02/29461.
AP	Notification of Transmittal of the International Search Report along with the Search Report for International Application No. PCT/US03/27696, filed September 4, 2003, date of mailing April 15, 2004
AQ	Operator's Manual for "Modular Computer Analyzer," SUN, Model MCA 3000, Table of Contents and pages 1-1 to 1-2; 2-1 to 2-19; 3-1 to 3-47; 4-1 to 4-27; 5-1 to 5-18; 6-1 to 6-16; 7-1 to 7-9; 8-1 to 8-5; 9-1 to 9-13; 10-1 to 10-10; 11-1 to 11-22; 12-1 to 12-33; 13-1 to 13-2; 14-1 to 14-13 (1991)
	ALLEN TEST, Testproducts Division, "Programmed Training Course for 62-000 Series Smart Engine Analyzer," 2 page cover, Table of Contents, pages 1-207 (1984)

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

✓ Did not receive any FOR or NPL.